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12 UNITED STATES DISTRICT COURT
13
14 NORTHERN DISTRICT OF CALIFORNIA

15 LOOP AI LABS, INC.,

16 Plaintiff,

17 v.

18 ANNA GATTI, et al.,

19 Defendants.

Case No. 3:15-cv-00798-HSG-DMR

**SUPPLEMENTAL DECLARATION OF
WILLIAM F. ALDERMAN IN
SUPPORT OF ORRICK'S MOTION
FOR PROTECTIVE ORDER OR TO
QUASH SUBPOENA**

Date/Time: TBD by Court
Action Filed: February 20, 2015
Trial Date: July 11, 2016

Hon. Haywood S. Gilliam, Jr.
Hon. Donna M. Ryu

20 I, William F. Alderman, declare as follows:

21 1. I am a partner in the law firm of Orrick, Herrington & Sutcliffe LLP ("Orrick")
22 and submit this supplemental declaration in support of Orrick's motion for a protective order or to
23 quash subpoena. I have personal knowledge of the facts stated in this declaration, and I could and
24 would testify competently to those facts if called as a witness.

25 2. Among my other duties as an Orrick partner, I act as Claims Counsel for Orrick
26 and in that capacity report to Orrick's Chief Legal Officer Larry Low. Mr. Low and I regularly
27 collaborate with others at Orrick who have responsibility for responding to subpoenas directed to
28 the firm, including Deputy Chief Legal Officer Katherine Ikeda and legal assistant Eric Holcomb.

SUPPLEMENTAL DECLARATION OF WILLIAM F.
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1 3. In my capacity as Orrick's Claims Counsel, I supervised the process of searching
2 for documents in Orrick's possession, custody or control that were potentially responsive to the
3 subpoena duces tecum (the "Subpoena") that was deemed by order of the Court to have been
4 served by plaintiff Loop AI Labs Inc. ("Loop") on July 23, 2015. Each of the communications
5 that was withheld from production in response to requests 23, 24, 26 and 29 of the Subpoena on
6 the basis of Orrick's attorney-client privilege was dated on or after February 27, 2015; the earliest
7 of these was sent by email on February 27, 2015, following receipt of an email from Loop's
8 counsel Valeria Healy to Orrick partner John Bautista asking a series of questions.

9 4. I have reviewed Orrick's time records relating to work Orrick performed for its
10 client Loop, formerly known as Soshoma, Inc. The latest date on which any work for Loop or
11 Soshoma (client 27712) was recorded in Orrick's time records is February 25, 2015. In all of
12 2015, only eight time entries reflect any work for Loop or Soshoma (three by Senior Associate
13 Michael Yang aggregating 2.2 hours and five by paralegal Bella Gelin aggregating 1.3 hours),
14 with dates between February 3 and February 25, 2015. Orrick formally withdrew from any future
15 representation of Loop on March 11, 2015.

16 5. I have also reviewed Orrick emails reflecting communication with or relating to
17 Loop that have not been withheld based on Orrick's attorney-client privilege. The latest such
18 communication (other than communications with Loop's counsel Valeria Healy) is dated
19 February 27, 2015, prior to the time of the first internal communication Orrick has withheld as
20 privileged.

21 6. In response to request no. 11 in the Subpoena, seeking all calendars, agenda or
22 appointment records showing any meeting, telephone call or other appointment or scheduling
23 note referring to Anna Gatti or a number of Almaxwave-related persons or entities, Orrick stated
24 that it has no responsive electronic records and objected to producing handwritten documents on
25 the grounds that searching for them would be unduly burdensome and expensive and that
26 Almaxwave-related documents are privileged as to it (Alderman Ex. A). Notwithstanding the
27 burden, Orrick will search for any such documents referring to Anna Gatti, but it will continue to
28

1 protect any Almawave-related documents as to which Almawave claims privilege.

2 I declare under penalty of perjury that the foregoing is true and correct and that I executed
3 this declaration at San Francisco, California on September 3, 2015.

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5
6 William F. Alderman